

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 6 1976

Returned to applicant for correction APR 15 1976

Corrected application filed APR 22 1976 Map filed APR 22 1976

The applicant Elmer and Mildred Miller

Star Rte. Box 138 of Winnemucca
Street and No. or P.O. Box No. City or Town

Nv 89445, hereby make application for permission to change the
State and Zip Code No.

Point of Diversion

of water heretofore appropriated under 0669A Little Humboldt River Decree

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Martin Creek
Name of stream, lake or other source.
2. The amount of water to be changed 2.3241 cfs
Second feet, acre feet.
3. The water to be used for as decreed
If for stock state number and kind of animals.
4. The water heretofore used for as decreed
If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, T.40N., R.40E. MDB&M;
or a point from which the North $\frac{1}{4}$ corner of said Sec. 6 bears N. 0° 15' W.
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
1225 ft.
stated.
6. The existing point of diversion is located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, T.40N., R.39E. MDB&M
(no tie given)
If point of diversion is not changed, do not answer.
7. Proposed place of use
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use same
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
9. Use will be from as decreed to as decreed of each year.
Day and Month Day and Month
10. Use has been from as decreed to as decreed of each year.
Day and Month Day and Month
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) existing irrigation system. A right and
State manner in which water is to be diverted, whether by dam or other works,
easement is to be secured from Nevada First Corp. so that the water rights re-
whether through pipes, ditches, flumes, or other conduits.
ferred to in this application may be conveyed through the property of Nevada
First Corp., situated in Twps. 40 & 41, Ranges 39 & 40E. MDB&M, so as to reach
the real property belonging to the Millers.

12. Estimated cost of works.....over \$100.....
13. Estimated time required to construct works.....completed.....
14. Estimated time required to complete the application of water to beneficial use.....completed.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared.....ga/bs.....pr/bc.....Applicant.....Elmer Miller.....

By.....s/J. R. Caldwell.....

260 Minor St. Winnemucca, Nv. 89445

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion of the waters of Martin Creek as heretofore appropriated under Proof 0669A as appears in the Little Humboldt River Decree No. 3157 entered May 9, 1935, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....2.3241.....cubic feet per second, and shall not exceed.....the acre-feet per irrigation season as designated by the decree.....

Actual construction work shall begin on or before.....N/A.....

Proof of commencement of work shall be filed before.....N/A.....

Work must be prosecuted with reasonable diligence and be completed on or before.....October 15, 1985.....

Proof of completion of work shall be filed before.....November 15, 1985.....

Application of water to beneficial use shall be made on or before.....October 15, 1986.....

Proof of the application of water to beneficial use shall be filed on or before.....November 15, 1986.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

Recorded.....Bk.....Page.....

IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this.....9th.....day of.....October.....

A.D. 19.....84.....

STATE ENGINEER

DEC 15 1989

STATE ENGINEER

Source--Martin Creek.
Ditch--Dams and ditches.
Point of Diversion--Not given.

Proof No. 0669A

1876	37.35	-----	-----	NE1SW1	3	39	39	134.48
1876	37.42	-----	-----	SE1SW1	3	39	39	260.17
1876	39.29	-----	-----	NW1SE1	3	39	39	410.61
1876	38.75	-----	-----	SW1SE1	3	39	39	550.11
1876	40.00	-----	-----	NE1SE1	3	39	39	694.11
1876	39.60	-----	-----	SE1SE1	3	39	39	836.67
	<u>332.41</u>							

Water from Little Humboldt River and Cottonwood Creek is used in conjunction with water from Martin Creek on above lands.

